

**GOVERNMENT OF ANDHRAPRADESH  
ABSTRACT**

Tribal Welfare Department – Appeal petition filed by Sri.K.Ananda Rao S/o Eliah, L.D.Clerk, Mothogudem(V), Chintoor, Khammam District against the Proceedings of the District Collector, Khammam District – under section 7(2) of The Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act 1993 (AP Act No. 16/1993) – Appeal Petition Disallowed – Orders Issued.

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**SOCIAL WELFARE (CV.1) DEPARTMENT**

**G.O.MS.NO. 15**

**Dated:21.02.2013.  
Read the following.**

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- Ref:- 1.Proceedings of the Collector, Khammam, Rc.D3 /3808 / 2005,dated: 19-03-2011.  
2. Appeal Petition filed by Sri. K. Ananda Rao, L.D. Clerk dated; 28-11-2011 and delay condone Petition of Sri K. Ananda Rao, dated 06.03.2011  
3. Govt. Memo. No.16881/CV-1/2011, dated:07.01.2012  
4. Rc.No. D3/3808/2005, dated 11.01.2012 of the Collector & District Magistrate, Khammam  
5. Govt. Lr. No.16881/CV-1/2011-3, dated:17.3.2012,  
6. Delay Condone Petition of Sri.K.Ananda Rao, dated 6.3.2011  
7. Govt. Memo No. 16881/CV.1/2011, dated:28.3.2012  
8. Rc.No. D3/3808/2005, dated .04.2011 of the Collector & District Magistrate, Khammam  
9. Govt.Memo No. 16881/CV.1/2011 dated 19.6.2012, 10.7.2012, 14.8.2012,1.10.2012,26.10.2012  
10. Govt. Lr. No.16881/CV-1/2011, dated:19.6.2012, 10.7.2012, 14.8.2012, 1.10.2012, 26.10.2012  
11. Govt. Memo. No.16881/CV-1/2011, dated:07.01.2013  
12. Govt. Lr. No.16881/CV-1/2011, dated:07.01.2013

**ORDER:**

In the reference 1<sup>st</sup> read above, the District Collector, Khammam was issued Proceedings for cancellation of Scheduled Caste 'Mala' caste certificate of Sri.K.Ananda Rao.

2. In the reference 2<sup>nd</sup> read above, Sri.K.Ananda Rao has filed appeal petition against the cancellation of his Scheduled Caste 'Mala' caste certificate by the District Collector, Khammam, vide Proceedings Rc.D3/3808 /2005,dated: 19-03-2011.

3. The said Appeal Petition filed by the appellant is not within 30 days of time limit as stipulated under Section 7(2) of Act 16 of 1993. Therefore the appeal petition was not admitted by the Government and the same was informed to the appellant vide reference 5<sup>th</sup> read above.

4. In the reference 6<sup>th</sup> read above, Sri K.Ananda Rao has filed delay condone petition before the Government against the Proceedings of the District Collector, Khammam issued vide reference 1<sup>st</sup> cited.

5. In the reference 7<sup>th</sup> read above, the Government have admitted the appeal petition and requested the District Collector, Khammam to furnish the parawise remarks and connected records and also the connected records received vide reference 4<sup>th</sup> cited was returned to the District Collector, Khammam for preparing Parawise remarks.

[p.t.o...]

6. In the reference 8<sup>th</sup> cited read above, the District Collector, Khammam has furnished parawise remarks along with the connected records on the Appeal Petition filed by Sri K. Ananda Rao S/o Eliah.

7. The said Appeal Petition has been posted for hearing on 2.7.2012, 6.08.2012, 03.09.2012, 28.10.2012, & 21.01.2013 the same has been informed to the appellant and requested to attend the hearings with all documentary evidence/certificates in favour of his community claim. The Appellant has attended for the said hearings and explained his community status before the appellate authority.

8. Government have examined the matter and based on the request made by the appellant to the appellate authority at the time of hearing of the case on 17.12.2012 decided to stay the Proceedings of the District Collector, Khammam issued in the reference 1<sup>st</sup> cited pending finalization of the appeal petition before the Government and same has been informed to the District Collector, Khammam in the reference 11<sup>th</sup> read above.

9. Government have examined the report of District Collector, Khammam / the DLSC finding after thorough examination of the evidences produced by the petitioner and material on record is hereby observed that the Appellant has tampered his Caste Certificate as Scheduled Caste Community (Mala) instead of BC-C converted Christian and obtained Scheduled Caste (Mala) Caste Certificate from M.R.O., Chintoor in Khammam District on 5.7.2005. Further, it is observed that the DLSC after thorough examination of the evidences produced by the appellant have come to a conclusion that the claim of the Appellant that he belongs to Scheduled Caste community is bogus, then they have recommended for cancellation of Scheduled Caste Certificate of the Appellant, therefore the records available on the file and taking into the consideration of the personal hearing of the Appellant that the Government do not want to interfere with the orders passed by the District Collector, Khammam for cancellation of SC Certificate of Sri Ananda Rao, L.D.Clerk.

10. In the circumstances, Government, after careful examination and in exercise of the powers conferred u/s 7 (2) of Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act 1993 (Act No. 1993), decided to disallow the appeal petition filed by Sri Ananda Rao, L.D.Clerk for cancellation of proceedings of the District Collector, Khammam for cancellation of his Scheduled Caste (Mala) certificate.

11. The District Collector, Khammam shall take necessary action in the matter.

12. The records (containing 278 pages ) received from the District Collector, Khammam, through 8<sup>th</sup> read above, are returned herewith in original to District Collector and he is requested to acknowledge the receipt of the same, immediately.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**J.RAYMOND PETER  
PRINCIPAL SECRETARY TO GOVERNMENT**

To  
The Collector, Khammam District (with original records)  
Sri.K.Ananda Rao,  
S/o Eliah, Occ. L.D.Clerk, Office of the S.A.O./O &M,  
Mothugudem(V), Chintoor (M)  
Khammam District.

[contd....]

Sri Y. Venugopala Rao, Advocate,  
H.No. 1-8-607/88, Achaiahnagar.  
Baghlingampally, Hyderabad

**Copy to:**

P.S. to M (TW)

P.S. to Principal Secretary (TW)

SF/SC.

**// Forwarded:: By Order //**

**SECTION OFFICER**